



10-2207

Attorney's Docket No.: 21865-002001/6502

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Yu *et al.*  
Serial No. : 10/718,986  
Filed : November 21, 2003

Art Unit : 1652  
Examiner : Tekchand Saidha, Ph.D.  
Conf. No. : 3664  
Cust. No. : 20985

Title : BROAD SPECTRUM ANTI-VIRAL THERAPEUTICS AND PROPHYLAXIS

**Mail Stop: Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

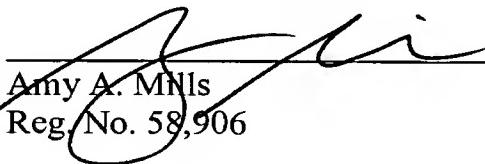
**TRANSMITTAL LETTER**

Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement (2 pages), Form PTO-1449 (1 page), a copy of the cited non-U.S. patent document (16 pages), a copy of an Indian Examination Report (10 pages), a Statement pursuant to 37 C.F.R. §1.97(e) (2 pages), and a return postcard for filing in connection with the above-captioned application. Since this Supplemental Information Disclosure Statement is filed after receipt of a Final Office Action, a check for the fee pursuant to 37 C.F.R. § 1.17(p) of \$180.00 is provided herewith.

- The Commissioner is hereby authorized to charge any fees that may be due in connection with this paper or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,

  
Amy A. Mills  
Reg. No. 58,906

Attorney Docket No. 21865-002001/6502

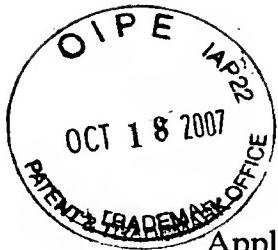
**Address all correspondence to:**

Fish & Richardson P.C.  
12390 El Camino Real  
San Diego, California 92130  
Telephone: (858) 678-5070  
Facsimile: (202) 626-7796

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**  
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Date of Deposit October 18, 2007.

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

  
Amy A. Mills



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN  
 ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98**

This Supplemental Information Disclosure Statement is filed pursuant to 37 C.F.R. §1.97(d) and includes a statement in accordance with 37 C.F.R. §1.97(e). The statement applies to an Indian Examination Report and information cited therein, listed on Form PTO-1449 (1 page) provided herewith. Because this Information Disclosure Statement is filed after the receipt of a Final Office Action, a check for the filing fee of \$180.00 is provided. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1050.

As noted in the attached statement, the information provided herewith was first cited in a communication from a foreign patent office, in a counterpart foreign application, not more than three months prior to the filing of this statement. Neither this information nor the communication was received by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this Supplemental Information Disclosure Statement.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all information known by Applicant or Applicant's representative that may be material to the examination of the subject application, a Supplemental Information Disclosure Statement prepared in accordance with 37 C.F.R. §§1.97-1.98 is provided herewith. Forms PTO-1449 (1 page) and copies of the cited non U.S. Patent documents are provided herewith.

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Amy A. Mills

The document cited on the Form PTO-1449 is in the English language. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed item is necessary.

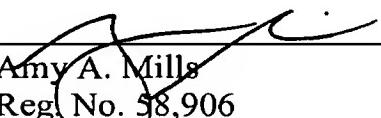
Provided herewith is a copy of an Examination Report (Document I), issued August 16, 2007, in counterpart Indian Patent Application No. 2646/DELNP/2005 (Attorney Docket No. 21865-002IN1/ 6502IN). This Indian patent application is a National Stage Entry of International Patent Application No. PCT/US US2003/037158, which claims priority to U.S. Provisional Application Serial Nos. 60/428,535 and 60/464,217, to which the instant application claims priority. The table below lists Document I and includes a column that provides a space next to the document to be considered, for the Examiner's initials.

Examiner Initial	Document No.	Document
	I	Examination Report, issued August 16, 2007, in counterpart Indian Patent Application No. 2646/DELNP/2005

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the documents, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97 (g) and (h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing documents and that they be made of record in the above-captioned application.

Respectfully submitted,

  
Amy A. Mills  
Reg. No. 58,906

Attorney Docket No. 21865-002001/6502  
Address all correspondence to:  
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**STATEMENT FOR SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
 IN ACCORDANCE WITH 37 C.F.R. § 1.97(e)**

Dear Sir:

1. This statement is being made for the Supplemental Information Disclosure Statement accompanying this certification.

2. I, Amy A. Mills, hereby state that each item of information contained in the Supplemental Information Disclosure Statement provided herewith was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Further, neither the information nor the communication was received by any individual designated in C.F.R. §1.56(c) in the instant application more than thirty days prior to the filing of the Supplemental Information Disclosure Statement provided herewith. The provided information was first cited in a communication from the Indian Patent Office, dated August 16, 2007, in connection with Indian Patent Application No. 2646/DELNP/2005 (Attorney Docket No. 21865-002IN1/ 6502IN). This Indian patent application is a National Stage entry of International Patent Application No. PCT/US US2003/037158,

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Amy A. Mills

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Statement in accordance with 37 C.F.R. § 1.97(e)

which claims priority to U.S. Provisional Application Serial Nos. 60/428,535 and 60/464,217, to which the instant application likewise claims priority.

3. The person making this statement is a registered practitioner and signs below on the basis of information in the attorney's file.

Respectfully submitted,

  
Amy A. Mills  
Reg. No. 58,900

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